

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK----- X  
ADEL SHESHTAWY, Individually and On Behalf  
of All Others Similarly Situated, :

Plaintiff, :

- against - :

CHINA SUNERGY CO., LTD., TINGXIU LU, :  
JIANHUA ZHAO, JAMES SHAOFENG QI, :  
GUANGYOU YIN, FENGMING ZHANG, :  
SHILIANG GUO, MERRILL LYNCH, PIERCE, :  
FENNER & SMITH INC., COWEN and COMPANY, :  
LLC, and JEFFERIES & COMPANY, INC., :Defendants. :  
----- X

Civil Action No. 07-cv-08656 (DAB)

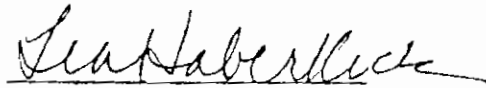
**STIPULATION AND ORDER  
EXTENDING TIME TO  
RESPOND TO COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel, that Defendant China Sunergy Co., Ltd. need not answer, move or otherwise respond to the present Complaint filed in this action until after such time as the Court appoints a lead plaintiff and lead counsel pursuant to 15 U.S.C. § 78u-4(a)(3)(B). The parties anticipate that the instant case will ultimately be consolidated with two related cases presently pending before this Court, *Brown v. China Sunergy, et al.*, 07-cv-07895 (DAB) and *Giombetti v. China Sunergy, et al.*, 07-cv-09689 (DAB), and a briefing schedule will be agreed upon by the Court appointed lead counsel and counsel for defendants.

Dated: New York, New York  
January 17, 2008



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China Sunergy Co., Ltd.*

SO ORDERED  


HONORABLE DEBORAH A. BATTS  
UNITED STATES DISTRICT JUDGE